

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

TONY AHN,

Defendant.

2:11-CR-063-JCM (CWH)

**AMENDED PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on May 7, 2012, defendant TONY AHN pled guilty to Counts One through Three of a Three-Count Criminal Indictment charging him in Count One with Conspiracy to Commit Trafficking in, Production and Use of Counterfeit Access Devices and Fraudulent Transactions with Access Devices Issued to Other Persons in violation of Title 18, United States Code, Sections 371 and 1029(a)(1) and (5); in Count Two with Fraudulent Transactions with Access Devices Issued to Other Persons in violation of Title 18, United States Code, Section 1029(a)(5); and in Count Three with Trafficking in, Production and Use of Counterfeit Access Devices in violation of Title 18, United States Code, Section 1029(a)(1). Criminal Indictment, ECF No. 1; Minutes of Change of Plea Proceedings, ECF No. 114; Plea Memorandum, ECF No. 115; Preliminary Order of Forfeiture, ECF No. 116.

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1 This Court finds defendant TONY AHN agreed to the forfeiture of the property set forth in  
2 Forfeiture Allegations of the Criminal Indictment and the Bill of Particulars, and agreed to in the Plea  
3 Memorandum. Criminal Indictment, ECF No. 1; Bill of Particulars, ECF No. 55; Plea Memorandum,  
4 ECF No. 115

5 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of  
6 America has shown the requisite nexus between the property set forth in the Forfeiture Allegations  
7 of the Criminal Indictment and the Bill of Particulars and the Plea Memorandum, and the offenses to  
8 which defendant TONY AHN pled guilty. Criminal Indictment, ECF No. 1; Bill of Particulars, ECF  
9 No. 55; Plea Memorandum, ECF No. 115.

10 The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section  
11 981(a)(1)(C) and Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section  
12 982(a)(2)(B); Title 18, United States Code, Section 1029(c)(1)(C); and Title 21, United States Code,  
13 Section 853(p):

- 14 1. Motorola cell phone S/N SJUG5546AF;
- 15 2. Blackberry cell phone IMEI# 358453021785810;
- 16 3. Any and all funds in Bank of America account 5010-0002-7032 in the  
17 amount of \$4,453.94;
- 18 4. \$10,940 in United States Currency (seized from Joseph Ramirez);
- 19 5. Glock 21, serial number NHP 408 (with 2 magazines);
- 20 6. Dragonov rifle, serial number D029-75 (with scope and 2 magazines);
- 21 7. Two swords in case, unknown make/model;
- 22 8. Ammo can with .308 rounds;
- 23 9. 2005 Black Harley Davidson Sportster, VIN# 1HD1CGP195K453157;
- 24 10. Any and all funds in Bank of America Account No. 11020-11128 in the  
25 amount of \$15,035.38;

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11. Any and all funds in Bank of America Account No. 5010-0865-1073 in the amount of \$2,897.31;
12. 2007 Grey Dodge Ram, 1500 Quad Cab, VIN# 1D7HA18267S266252;
13. Black 1999 RE/MAX International Convention laptop bag;
14. Unitech MSR206u magnetic card reader;
15. Magnetic card reader power cord;
16. Magnetic card reader USB connection cord;
17. Magnetic card reader VGA connection cord;
18. Three Players Club cards;
19. Package of velcro wire retention straps;
20. Toshiba Satellite laptop, model number PSL2XU, serial number X5110890W;
21. Laptop power cord;
22. Several sheets of adhesive label paper;
23. Nokia cell phone;
24. Camel cigarette pack containing 17 Players Club cards with PIN numbers written on back, as follows:
  - Players Club card with PIN number 1234
  - Players Club card with PIN number 6280
  - Players Club card with PIN number 4270
  - Players Club card with PIN number 2323
  - Players Club card with PIN number 2222
  - Players Club card with PIN number 3251
  - Players Club card with PIN number 1961
  - Players Club card with PIN number 2210
  - Players Club card with PIN number 9433

1 Players Club card with PIN number 1937

2 Players Club card with PIN number 1110

3 Players Club card with PIN number 5181

4 Players Club card with PIN number 0823

5 Players Club card with PIN number 7777

6 Players Club card with PIN number 5117

7 Players Club card with PIN number 1723

8 Players Club card with PIN number 3188;

9 25. Disk located in disk drive of Toshiba laptop, identified as MSR 206U 1.

10 Demo 2. Programmer's Manual 3. USB Driver; and

11 26. An *in personam* criminal forfeiture money judgment of \$863,895.00 in United  
12 States Currency ("property").

13 This Court finds the United States of America is now entitled to, and should, reduce the  
14 aforementioned property to the possession of the United States of America.

15 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the  
16 United States of America should seize the aforementioned property.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of  
18 TONY AHN in the aforementioned property is forfeited and is vested in the United States of America  
19 and shall be safely held by the United States of America until further order of the Court.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
21 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
23 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
24 following address at the time of filing:

25 ...

26 ...

1 Michael A. Humphreys  
2 Assistant United States Attorney  
3 Daniel D. Hollingsworth  
4 Assistant United States Attorney  
5 Lloyd D. George United States Courthouse  
6 333 Las Vegas Boulevard South, Suite 5000  
7 Las Vegas, Nevada 89101.  
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IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency following publication of notice of seizure and intent to administratively forfeit the above-described property.

DATED December 13, 2012.

  
UNITED STATES DISTRICT JUDGE